



**U.S. Department of Justice**  
Office of Information Policy  
Suite 11050  
1425 New York Avenue, NW  
Washington, DC 20530-0001

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Telephone: (202) 514-3642

Ms. Emma Best  
MuckRock New  
Depart MR 55005  
411A Highland Avenue  
Somerville, MA 02144  
[55005-55771654@requests.muckrock.com](mailto:55005-55771654@requests.muckrock.com)

Re: Appeal No. DOJ-AP-2018-008638  
Request No. 2018-1028  
MWH:ADF

**VIA: Email**

Dear Ms. Best:

You appealed from the action of the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) on your Freedom of Information Act request for access to emails containing the terms "MuckRock," "Muck Rock," or "MuckRock.com," excluding emails sent to or from a MuckRock email address. Specifically, you appealed ATF's determination regarding your fee category. Please note that this Office was closed due to a lapse in funding appropriations between December 22, 2018 and January 25, 2019, which resulted in a delay in responding to your appeal.

After carefully considering your appeal, and as a result of discussions between ATF personnel and this Office, I am remanding your request to ATF for further consideration of your fee category. ATF will respond to you directly. You may appeal any future adverse determination made by ATF. If you would like to inquire about the status of this remanded request or to receive an estimated date of completion, please contact ATF directly.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

2/14/2019

X 

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Matthew Hurd, Associate Chief, for  
Sean O'Neill, Chief, Administrative Appeals Staff  
Signed by: MATTHEW HURD